



CITY OF SANTA BARBARA

CITY COUNCIL MINUTES

REGULAR MEETING

October 30, 2007

COUNCIL CHAMBER, 735 ANACAPA STREET

CALL TO ORDER

Mayor Marty Blum called the joint meeting of the Council and the Redevelopment Agency to order at 2:01 p.m. (The Ordinance Committee met at 12:00 p.m. The Finance Committee, which ordinarily meets at 1:00 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Blum.

ROLL CALL

Councilmembers present: Brian B. Barnwell, Iya G. Falcone, Roger L. Horton, Grant House, Helene Schneider, Das Williams, Mayor Blum.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, Deputy City Clerk Lori Cole.

CEREMONIAL ITEMS

1. Subject: Proclamation Declaring October 2007 As Breast Cancer Awareness Month And End Domestic Violence Month (120.04)

Action: Proclamation presented to Tamara Skov.

2. Subject: Proclamation Declaring October 2007 As Work And Family Month (120.04)

Action: Proclamation presented to Eileen Monahan.

3. Subject: Proclamation Declaring November 2007 As American Diabetes Month (120.04)

Action: Proclamation presented to Susan Horne.

PUBLIC COMMENT

Speakers: Michael Self, Santa Barbara Safe Streets; Kenneth Loch; Bill Batty.

CONSENT CALENDAR (Item Nos. 4 - 10 and 12)

The title of the ordinance related to the Consent Calendar was read.

Motion:

Councilmembers Schneider/Horton to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote.

CITY COUNCIL

4. Subject: Minutes

Recommendation: That Council waive the reading and approve the minutes of the regular meeting of October 16, 2007.

Action: Approved the recommendation.

5. Subject: Adoption Of The Unscheduled Collection Permit Ordinance (630.01)

Recommendation: That Council adopt, by reading of title only, An Ordinance of the Council of the City of Santa Barbara Adding Chapter 7.18 (Unscheduled Collection) to Title Seven of the Santa Barbara Municipal Code Pertaining to Permit Requirements for Certain Unscheduled Solid Waste Collection Businesses.

Action: Approved the recommendation; Ordinance No. 5438.

6. Subject: Notice Of Completion For Sidewalk Infill Project (530.04)

Recommendation: That Council:

- A. Accept the work completed by Cinary Construction Company, Incorporated (Cinary), Contract No. 22,321, for the Sidewalk Infill Project, Bid No. 3413, located at various sites throughout the City, in the final contract amount of \$379,326.70, including approved changes, and approve filing of a Notice of Completion;
- B. Accept Regional Surface Transportation Program Grant (Grant) funding in the amount of \$402,000; and
- C. Increase the estimated Fiscal Year 2008 Streets Capital Program Fund revenues by \$402,000, and appropriate this amount to the Fiscal Year 2008 Streets Capital Program.

Action: Approved the recommendations (October 30, 2007, report from the Acting Public Works Director).

7. Subject: Purchase Order For Wastewater Lift Station Corrosion Assessment (540.13)

Recommendation: That Council authorize the General Services Manager to issue a \$41,877 purchase order to V&A Consulting Engineers (V&A), for structural corrosion assessment of the City's lift stations, and up to \$4,200 in change orders to the scope of work.

Action: Approved the recommendation (October 30, 2007, report from the Acting Public Works Director).

8. Subject: Approval Of Map And Execution Of Agreements For 403 Alameda Padre Serra (640.08)

Recommendation: That Council approve and authorize the City Administrator to:

- A. Record Parcel Map No. 20,746 by Las Joyitas, LLC, a Delaware Limited Liability Company, for a subdivision located at 403 Alameda Padre Serra, Santa Barbara County Assessor's Parcel Number 031-391-015, and find the Parcel Map in conformance with the General Plan for the City of Santa Barbara (City);
- B. Execute and record an Agreement Relating to Subdivision Map Conditions Imposed on Real Property; and
- C. Execute and record an Agreement for Land Development Improvements.

Action: Approved the recommendations; Agreement Nos. 22,604 and 22,605 (October 30, 2007, report from the Acting Public Works Director).

9. Subject: Contract For Federal Advocacy Services (530.04)

Recommendation: That Council authorize the Public Works Director to execute a \$74,988 three-year contract with Carpi, Clay, & Smith (Smith), for Federal Advocacy Services, for Surface Transportation Reauthorization funding.

Action: Approved the recommendation; Contract No. 22,606 (October 30, 2007, report from the Acting Public Works Director).

10. Subject: Set A Date For Public Hearing Regarding Appeal Of Historic Landmarks Commission Approval for 00-800 Blocks, East Cabrillo Boulevard

Recommendation: That Council set the date of December 11, 2007, at 6:00 p.m. for hearing the appeal filed by the Santa Barbara Arts & Crafts Show Advisory Committee on behalf of Show members, of the Historic Landmarks Commission approval of an application for property owned by the City of Santa Barbara and located in the 00-800 Blocks of East Cabrillo Boulevard, Assessor's Parcel No. 033-120-0RW, P-R/SD-3 Park and Recreation/Coastal Overlay Zones, General Plan Designation: Recreation and Open Space: Open Space. The project proposes the demolition, removal and replacement of existing concrete sidewalk on the beachside of Cabrillo Boulevard between State and Milpas Streets.

Action: Approved the recommendation.

Item No. 11 appears in the Redevelopment Agency minutes.

NOTICES

12. The City Clerk has on Thursday, October 25, 2007, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Iya G. Falcone reported that the Committee met to review draft ordinances pertaining to proposed changes to the Fire Code and the State Building Code. The Committee forwarded the draft ordinances to the Council for review, introduction and subsequent adoption.

Item No. 13 appears in the Redevelopment Agency minutes.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

PUBLIC WORKS DEPARTMENT

14. Subject: Agricultural Rate Allotment Amendment (540.01)

Recommendation: That Council adopt, by reading of title only, A Resolution of the Council of the City of Santa Barbara Amending Resolution No. 07-052, Establishing Certain City Fees, Including Water and Wastewater Rates, to Establish a Procedure for Carryover of Annual Allotment for Agricultural Customers.

Documents:

- October 30, 2007, report from the Acting Public Works Director.
- Proposed Resolution.

The title of the resolution was read.

Speakers:

- Staff: Acting Public Works Director Paul Casey, Water Resources Supervisor Bill Ferguson, Acting Water Resources Manager Rebecca Bjork.
- Members of the Public: Steve Little, Westwood Hills Avocado Alliance; Randy Wade.

Motion:

Councilmembers Williams/Schneider to approve the recommendation; Resolution No. 07-085.

Vote:

Unanimous roll call vote.

15. Subject: Ortega Groundwater Treatment Plant - Contract With Carollo Engineers (540.10)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute an engineering services agreement with Carollo Engineers, Inc. (Carollo), in an amount not to exceed \$291,458, for supplemental pilot testing, permitting evaluation, and engineering analysis for the Ortega Groundwater Treatment Plant Reconstruction Project; and
- B. Authorize the Public Works Director to approve extra services for Carollo that may result from necessary changes in the scope of work at a total amount not to exceed \$29,000.

(Cont'd)

15. (Cont'd)

Documents:

October 30, 2007, report from the Acting Public Works Director.

Speakers:

Staff: Water Resources Supervisor Bill Ferguson, Acting Water Resources Manager Rebecca Bjork.

Motion:

Councilmembers Williams/House to approve the recommendations; Agreement No. 22,607.

Vote:

Unanimous voice vote.

16. Subject: Contract For Design Services For The Police Department Locker Room Upgrade And Emergency Power And Electrical Assessment (520.04)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a contract with Paul Poirier and Michael David Architects in the amount of \$148,158 for the analysis of electrical and mechanical systems, and design of the men's locker and exercise rooms;
- B. Authorize the Public Works Director to approve expenditures of up to \$14,816 for extra services of Paul Poirier and Michael David Architects that may result from necessary changes in the scope of work; and
- C. Appropriate \$27,382 from the General Fund unappropriated reserves to the Fiscal Year 2008 Capital Outlay Fund.

Documents:

October 30, 2007, report from the Acting Public Works Director.

Speakers:

Staff: Principal Engineer John Schoof.

Motion:

Councilmembers Horton/Barnwell to approve the recommendations; Contract No. 22,608.

Vote:

Unanimous voice vote.

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

Information:

- Mayor Blum spoke about the following: 1) that Election Day is Tuesday, November 6, 2007, and she reminded City residents to vote; 2) her attendance at a meeting in Los Angeles with the President of Mongolia; 3) her attendance at a National Forest Foundation dinner; and 4) her attendance, along with Councilmember Horton, at a State Parks Foundation dinner with Director Ruth Coleman.
- Councilmember Horton reported on his attendance at the People's Self-Help Housing "Stuff the Bus" event and a Franklin Neighborhood Watch event, which he attended along with Councilmember Williams.
- Councilmember Falcone mentioned her attendance at a forum co-sponsored by the Santa Barbara Industrial Association and the Community Environmental Council.
- Councilmember House spoke about an article entitled "Stomping Out Bullying," which was in the Santa Barbara News-Press, and he thanked Dr. Sarvis for his work as Superintendent at the Santa Barbara School Districts. He also attended multiple meetings pertaining to the "On-Track" program regarding commuter rail.
- Councilmember Williams attended a dinner hosted by the Anti-Defamation League.
- Councilmember Schneider remarked upon the Santa Barbara Airport's full-scale emergency exercise.
- Councilmember Barnwell reported on the Arts Alive! Dance and Creativity Center's graffiti art project.

COUNCIL AND STAFF COMMUNICATIONS

City Administrator James Armstrong presented a brief overview of procedures related to Election Night as well as the duties being performed by the Absentee Ballot Board.

RECESS

The Mayor recessed the meeting at 4:28 p.m. in order for the Council to reconvene in closed session for Agenda Item Nos. 17 and 18, and she indicated that there would be no reportable action taken during the closed sessions.

CLOSED SESSIONS

17. Subject: Conference With Legal Counsel - Anticipated Litigation (160.03)

Recommendation: That Council hold a closed session to consider anticipated litigation pursuant to subsection (b) of section 54956.9 of the Government Code and take appropriate action as needed. There is significant exposure to litigation: one potential case.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

(Cont'd)

17. (Cont'd)

Documents:

October 30, 2007, report from the City Attorney.

Time:

4:30 p.m. - 5:11 p.m.

No settlement approved.

18. Subject: Conference With Real Property Negotiators - Maritime Museum (330.03)

Recommendation: That Council hold a closed session to consider instructions to City staff and the City Attorney regarding real property negotiations with the Santa Barbara Maritime Museum regarding the leasehold located at 113 Harbor Way, Suite 190, Waterfront Center Building (APN 045-25-04). Negotiations will be conducted by John Bridley, Waterfront Director, Scott Riedman, Waterfront Business Manager and Stephen P. Wiley, City Attorney, on behalf of the City of Santa Barbara pursuant to the authority of Government Code Section 54956.8. Julie McDonald, George Writer, and Steve Cushman will negotiate on behalf of the Maritime Museum. Under negotiation: Lease terms.

Scheduling: Duration, 30 minutes; anytime

Report: None Anticipated

Documents:

October 30, 2007, report from the City Attorney.

Time:

5:11 p.m. - 5:50 p.m.

No report made.

ADJOURNMENT

Mayor Blum adjourned the meeting at 5:50 p.m.

SANTA BARBARA CITY COUNCIL

CYNTHIA M. RODRIGUEZ, CMC
CITY CLERK SERVICES MANAGER

_____ ATTEST: _____	
MARTY BLUM	LORI COLE
MAYOR	DEPUTY CITY CLERK